FARAD CONTINUATION SHEET NO
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE SIDE

CIVIL APPLICATION NO. 466 OF 2003
IN
FIRST APPEAL NO. 238 OF 2003

Office notes, office Memoranda of Coram, appearance, Court's orders or directions and Registrar's orders.	**Court's or Judge's orders**

Mr. D.R. Mahadik i/by S.R. Singh for the Applicant.

Mr. C.M. Lokesh i/by F.I. Hegde for the Respondent Nos. 1 to 3.

CORAM : S.B. MHASE &
R.S. MOHITE, JJ.
DATED : 13/09/2004.

.....

P.C.

1. Heard both sides.

2. The total amount of the award has been deposited by the respondents. The learned counsel for the applicant states that the said amount be deposited in the nationalized bank. The learned counsel for the respondents states that since the date of the accident nothing has been paid to the respondents. It is a fatal accident and the family has suffered

and therefore, amount deposited by the respondents may be released. Looking to the fact that the trial court had awarded an amount of Rs.10,58,000/- and after the death of the wife, the husband and two daughters of the deceased are still alive and are not in service, therefore, an amount of Rs.3,00,000/- be released to the respondents without any security. It is further directed that Rs.1,00,000/- be released to each of the original applicants. The rest of the amount after paying Rs.3,00,000/- shall be deposited in fixed deposit in Nationalised bank initially for a period of three years in the joint names of the three claimants and shall be renewed for a period of 3-years thereafter from time to time till the final disposal of the appeal.

. Civil Application is accordingly disposed of.

(R.S.MOHITE, J.) (S.B.MHASE, J.)